IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 4975 of 2005

Between:

Mantha Ravi S/o. Rajaveeru,
R/o. Plot No. 2A, Ishaq Colony, Near A.O.C. Centre, Secunderabad.

..... PETITIONER

AND

1 The Superintendent of Police, Police Head Quarters, Hanamkonda-500 001.
2 The Cirlce Inspector of Police, Matwada Police Station, Warangal Town.
3 The Sub Inspector of Police, Matwada Police Station, Warangal Town.
4 Challeti Sudarshanam S/o. Narahari
R/o. 16-4-963, Shiva Nagar, Warangal Town, Wanrangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in interfering the Civil dispute between the petitioner and 4th respondent and obstructing the business of the petitioner is illegal, arbitrary and in violation of Articles 14 and 21 of the Constitution of India and consequently direct the respondents not to interfere in Civil dispute between the petitioner and 3rd respondent and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.N.PRAVEEN KUMAR

Counsel for the Respondents: GP FOR HOME

The Court at the stage of admission made the following :

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ORDER:.

Heard both sides and at their request this Writ Petition is taken up for disposal at the stage of admission.

In this Writ Petition the petitioner is seeking a writ of Mandamus declaring the action of the respondents, in interfering in the civil dispute between the petitioner and 4th respondent and obstructing the business of the petitioner as illegal, arbitrary and violative of Articles 14 and 21 of the Constitution of India and consequently direct the respondents not to interfere in Civil dispute between the petitioner and 3rd respondent.

It appears, at the instance of the fourth respondent, respondents 2 and 3 are interfering with the business activity of the petitioner and in that pursuit the shop of the petitioner had been locked and as a result, the petitioner is unable to carryout his business.

It is needless to observe that the respondents 2 and 3 shall investigate into the allegations made by any person that too on the basis of any written complaint, if

any, and proceed further strictly in accordance with law. It implies that they shall not interfere in the civil disputes of the public.

With the above observation, the Writ Petition is closed with a direction to respondents 2 and 3, not to interfere with the business activities of the petitioner. If the averment made by the petitioner that his shop was locked and key is in the custody of respondents 2 and 3 is correct, the same should be returned to the petitioner, to enable him to open the shop and carry on the business. No costs.

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D.S.R. VARMA, J

DATED: 17.03.2005

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To

1 The Superintendent of Police, Police Head Quarters, Hanamkonda-500 001.
2 The Circle Inspector of Police, Matwada Police Station, Warangal Town.
3 The Sub Inspector of Police, Matwada Police Station, Warangal Town.
4 Challeti Sudarshanam S/o. Narahari
R/o. 16-4-963, Shiva Nagar, Warangal Town, Warangal District.

5. 2 CCs to G.P. for Home, High Court of A.P., Hyderabad (OUT).

3. 2 CD copies.